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THE HONORABLE THOMAS S ZILLY



CV 02-00861 #00000076

CC 18 JUDGE MR
FILED
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OCT 25 2002 MR
BY CLARK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON DEPUTY

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

LEE McDONALD, *et al*,) CIVIL ACTION No 02-0861 Z
)
Plaintiffs,) **DECLARATION OF TODD S.**
vs.) **FAIRCHILD IN SUPPORT OF MOTION**
WESTERN WIRELESS CORPORATION, a) **FOR PROTECTIVE ORDER**
Washington corporation, *et al*,) **NOTE ON MOTION CALENDAR** Tuesday,
Defendants) Nov 5, 2002
)

TODD S. FAIRCHILD declares:

1. I am an attorney practicing with the law firm of Dorsey & Whitney, LLP, counsel for the Western Wireless defendants herein. I am more than 21 years of age, have personal knowledge of the matters set forth herein, and am competent to make this declaration

2 Attached hereto are true and correct copies of the following documents referenced in *Western Wireless Defendants' Motion for a Protective Order to Stay Discovery in the Parallel State Court Action*

Exhibit Description

A "Order" dated July 3, 2002 entered by the Hon Thomas S. Zilly in this case
B "Third Amended Complaint and Demand for Jury Trial" filed by plaintiffs in

ORIGINAL

this case.

- C "First Amended Complaint for Money Damages" filed in Civil Action No 02-2-26228-7 SEA in the Superior Court of Washington for King County, captioned *David Kunkle, et al v Western Wireless Corp., et al*
- D "Plaintiffs' First Requests for Production of Documents and Interrogatories to the WWC Defendants" served by the plaintiffs in Civil Action No. 02-2-26228-7 SEA in the Superior Court of Washington for King County, captioned *David Kunkle, et al v Western Wireless Corp., et al*

I declare under penalty of perjury of the laws of the United States and of the State of Washington that the foregoing is true and correct

Signed this 25th day of October at Seattle, Washington.

John G. Greenhill

Todd S Fairchild, WSBA #17654

**EXHIBITS
NOT
SCANNED**